#### **BOARD OF COUNTY COMMISSIONERS**

#### AGENDA ITEM SUMMARY

Meeting Date:	April 21, 2004	<u> </u>		Division: Grow	th Management
Bulk Item:	YesX_	No		Department:F	Planning
					om Gordon L. and Karen Sharp to have Breezeswept Beach Estates, Ramrod Key
applicants liste Karen Sharp s	ed below provi ubmitted the R	ded the applicate estrictive Cover	nts' Restri nant to Mo	ctive Covenant is onroe County. The	n approved an allocation award for the approved by the BOCC. Gordon L. an applicant is receiving one dwelling until in accordance with Ordinance No. 4
PREVIOUS I 1999.	RELEVANT B	OARD ACTIC	ON: On No	vember 11, 1999,	the BOCC adopted Ordinance No. 047
CONTRACT	'AGREEMEN'	Γ CHANGES: 1	N/A.		
STAFF RECO	OMMENDATI	ON: Approval.			
TOTAL CO	ST: X			BUDGET	TED: Yes <u>N/A</u> No
COST TO C	OUNTY:	N/A		SOURCE	C OF FUNDS: N/A
REVENUE	PRODUCING	: Yes <u>N/A</u>	No	_ AMOUNT PI	ER MONTH_N/A Year
APPROVED	BY: Cour	ty Atty X	OMB/Pu	rchasing N/A	Risk Management N/A
DIVISION I	DIRECTOR A	APPROVAL:		Timothy	McGarry AICP
DOCUMEN	TATION:	Included	X	To Follow	Not Required
DISPOSITION	ON:			A	GENDA ITEM #

# MEMORANDUM

TO::

Danny Kolhage, Clerk of the Court

FROM:

Timothy J. McGarry, Growth Management Director

DATE:

April 21, 2004

RE:

Clarification of Agenda Item

## **Restrictive Covenant**

Permit	Name on	Name on	Legal
Number	Agenda Item	Restrictive Covenant	Description
03-1-0989	Gordon L. and Karen Sharp	Gordon L. and Karen Sharp	Lots 15 & 16, Block 12, Breezeswept Beach Estates, Ramrod Key

### LOT AGGREGATION RESTRICTIVE COVENANT

 Whereas, <u>Gordon L. and Karen Sharp, a married couple</u>, the undersigned are the sole owners of the following described real property located in <u>Monroe</u> County, Florida described as follows:

Lot(s): 15 and 16 Block(s): 12

Subdivision: Breezeswept Beach Estates

Key: Ramrod PB: 4-143

Real Estate #(s): 00204490.000000, and 00204500.000000.

and

- 2. **WHEREAS**, this Lot Aggregation Restrictive Covenant that restricts the use of the legally described property in order to receive a building permit; and
- 3. **WHEREAS**, the above described parcel(s) was assigned additional points in the Permit Allocation System for building permit # 03-1-0989 for the voluntary reduction of density through aggregation of vacant, legally platted, buildable lots.
- 4. NOW, THEREFORE, the undersigned agree as follows:
  - The above described parcel(s) shall have its density reduced from two dwelling units to one dwelling unit in consideration of a building permit to build a single-family residence; and
  - The restrictions herein shall be binding upon the representatives, heirs, assigns and successors in title of the undersigned; it being the intention if the undersigned by execution and recording of this document that this restriction shall run with the land and shall be forever binding upon the successors in title; and

Lot Aggregation Restrictive Covenant RE: 00204490.000000, and 00204500.000000

- This covenant is intended to benefit and run in favor of the County of Monroe; and
- In the event of any breach or violation of the covenant contained herein, the said County may enforce the covenant by injunction or such other legal method, as the County deems appropriate.

EXECUTED ON THIS 2 day of May	2003
` '	OWNER OR OWNERS
	(Signature) Gordon L. Sharp
WITNESSESS:	(Signature) Karen Sharp
Musiy Marerio (Signature)	
Print/Type Name)  (Auxust Jadas	MONROE COUNTY ATTORNEY ARPROVED TO FORM  Date:
(Signature)  Kerry S Hadas (Print/Type Name)	
Sworn before me this $20$ day of $May$	1 , 2003 A.D.
This instrument was prepared by:	Notary Public (Print Name)  Notary Public (Signature)  My Commission Expires
ino manumente was proported by.	

Gordon L. Sharp P.O. Box 719 Summerland Key, FL 33042

Lot Aggregation Restrictive Covenant RE: 00204490.000000, and 00204500.000000

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